

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-02846-CRC**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF  
JUSTICE et al

Assigned to: Judge Christopher R. Cooper

Cause: 05:552 Freedom of Information Act

Date Filed: 12/04/2018

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Glenn S. Kerner**  
GOODWIN PROCTER, LLP  
The New York Times Building  
620 Eighth Avenue  
New York, NY 10018  
(212) 459-7460  
Fax: (212) 355-3333  
Email: [Gkerner@goodwinlaw.com](mailto:Gkerner@goodwinlaw.com)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**John M. Ilardo**  
GOODWIN PROCTER LLP  
100 Northern Avenue  
Boston, MA 02210  
(617) 570-1523  
Email: [JIlardo@goodwinlaw.com](mailto:JIlardo@goodwinlaw.com)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Stephen L. Taesuch**  
GOODWIN PROCTER LLP  
3 Embarcadero Center  
San Francisco, CA 94111  
415-733-6180  
Fax: 415-677-9041  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Austin Ridgely Evers**  
AMERICAN OVERSIGHT  
1030 15th Street, NW  
Suite B255  
Washington, DC 20005  
(202) 869-5245  
Fax: (202) 871-6523  
Email: [austin.evers@americanoversight.org](mailto:austin.evers@americanoversight.org)  
**ATTORNEY TO BE NOTICED**

**Joseph Francis Yenouskas**  
GOODWIN PROCTER, LLP  
901 New York Avenue, NW  
Suite 900, 9th Floor East  
Washington, DC 20001  
(202) 346-4000  
Fax: (202) 346-4444  
Email: [jyenouskas@goodwinlaw.com](mailto:jyenouskas@goodwinlaw.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****U.S. DEPARTMENT OF JUSTICE**

represented by **Denise M. Clark**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
 Washington, DC 20530  
 (202) 252-6605  
 Fax: (202) 252-2599  
 Email: [denise.clark@usdoj.gov](mailto:denise.clark@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant****U.S. DEPARTMENT OF  
HOMELAND SECURITY**

represented by **Denise M. Clark**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant****U.S. CUSTOMS AND BORDER  
PROTECTION**

represented by **Denise M. Clark**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant****U.S. IMMIGRATION AND  
CUSTOMS ENFORCEMENT**

represented by **Denise M. Clark**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant****U.S. CITIZENSHIP AND  
IMMIGRATION SERVICES**

represented by **Denise M. Clark**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
12/04/2018	<u>1</u>	COMPLAINT against U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT ( Filing fee \$ 400 receipt number 0090-5822781) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet, # <u>4</u> Summons)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT. (Yenouskas, Joseph) Modified event title on 12/17/2018 (znmw). (Entered: 12/04/2018)
12/04/2018	<u>3</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- John M. Ilardo, :Firm- Goodwin Procter LLP, :Address- 100 Northern Avenue, Boston, MA 02210. Phone No. - (617) 570-1523. Fax No. - (617) 523-1231 Filing fee \$ 100, receipt number 0090-5823117. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration of John M. Ilardo, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>4</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Glenn S. Kerner, :Firm- Goodwin Procter LLP, :Address- 620 Eighth Avenue, New York, NY 10018. Phone No. - (212)459-7460. Fax No. - (212)355-3333 Filing fee \$ 100, receipt

		number 0090–5823128. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration of Glenn S. Kerner, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Stephen L. Taesuch, :Firm– Goodwin Procter LLP, :Address– 3 Embarcadero Center, San Francisco, CA 94111. Phone No. – (415) 733–6180. Fax No. – (415) 677–9041 Filing fee \$ 100, receipt number 0090–5823134. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Declaration of Stephen L. Taesuch, # <u>2</u> Text of Proposed Order)(Yenouskas, Joseph) (Entered: 12/04/2018)
12/04/2018		Case Assigned to Judge Christopher R. Cooper. (zef, ) (Entered: 12/10/2018)
12/07/2018	<u>6</u>	REQUEST FOR SUMMONS TO ISSUE filed by AMERICAN OVERSIGHT.(Yenouskas, Joseph) (Entered: 12/07/2018)
12/10/2018	<u>7</u>	SUMMONS (7) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 12/10/2018)
01/02/2019	<u>8</u>	NOTICE of Appearance by Austin Ridgely Evers on behalf of AMERICAN OVERSIGHT (Evers, Austin) (Entered: 01/02/2019)
01/10/2019	<u>9</u>	MOTION to Stay <i>in Light of Lapse in Appropriations</i> by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Clark, Denise) (Entered: 01/10/2019)
01/10/2019		MINUTE ORDER granting <u>9</u> Defendants' Motion to Stay. All deadlines in the case shall be stayed pending renewed funding. Signed by Judge Christopher R. Cooper on 1/10/2019. (lccrc2) (Entered: 01/10/2019)
01/10/2019		MINUTE ORDER granting <u>3</u> Motion for Leave to Appear Pro Hac Vice of Attorney John M. Ilardo. Signed by Judge Christopher R. Cooper on 1/10/2019. (lccrc2) (Entered: 01/10/2019)
01/10/2019		MINUTE ORDER granting <u>4</u> Motion for Leave to Appear Pro Hac Vice of Attorney Glenn S. Kerner. Signed by Judge Christopher R. Cooper on 1/10/2019. (lccrc2) (Entered: 01/10/2019)
01/10/2019		MINUTE ORDER granting <u>5</u> Motion for Leave to Appear Pro Hac Vice of Attorney Stephen L. Taesuch. Signed by Judge Christopher R. Cooper on 1/10/2019. (lccrc2) (Entered: 01/10/2019)
01/28/2019	<u>10</u>	NOTICE of Restored Government Funding by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Clark, Denise) (Entered: 01/28/2019)
02/01/2019		MINUTE ORDER: In light of the <u>10</u> Notice of Restored Government Funding, the stay in this case is lifted. The parties shall provide a joint status report on or before February 8, 2019, which shall include a proposed schedule for future proceedings. Signed by Judge Christopher R. Cooper on 2/1/2019. (lccrc2) (Entered: 02/01/2019)
02/01/2019		Set/Reset Deadlines: Joint Status Report and Proposed Briefing Schedule due by 2/8/2019 (lsj) (Entered: 02/01/2019)
02/08/2019	<u>11</u>	Joint STATUS REPORT by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Clark, Denise) (Entered: 02/08/2019)
02/08/2019		MINUTE ORDER: In light of <u>11</u> the parties' joint status report, Defendants shall answer Plaintiff's complaint on or before February 28, 2019. In addition, the parties shall file a joint status report that addresses the processing of Plaintiff's FOIA request and proposes a schedule for further proceedings on or before March 15, 2019. Signed by Judge Christopher R. Cooper on 2/8/2019. (lccrc2) (Entered: 02/08/2019)

02/08/2019		Set/Reset Deadlines: Answer due by 2/28/2019. Proposed Briefing Schedule due by 3/15/2019 (lsj) (Entered: 02/08/2019)
02/28/2019	<u>12</u>	ANSWER to Complaint by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT.(Clark, Denise) (Entered: 02/28/2019)
02/28/2019		VACATED PURSUANT TO MINUTE ORDER.....MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall confer and file a joint proposed schedule for briefing or disclosure by March 21, 2019. Signed by Judge Christopher R. Cooper on 2/28/2019. (lccrc2) Modified on 3/1/2019 (zlsj). (Entered: 02/28/2019)
02/28/2019		MINUTE ORDER: The Court's previous order entered on February 28, 2019 is hereby vacated. The parties should continue to adhere to the schedule set forth in the Court's minute order entered on February 8, 2019: the parties shall file a joint status report that addresses the processing of Plaintiff's FOIA request and proposes a schedule for further proceedings on or before March 15, 2019. Signed by Judge Christopher R. Cooper on 2/28/2019. (lccrc2) (Entered: 02/28/2019)
03/01/2019		Set/Reset Deadlines: Joint Status Report due by 3/15/2019 (lsj) (Entered: 03/01/2019)
03/04/2019	<u>13</u>	ENTERED IN ERROR. . . .NOTICE of Filing Proof of Service by AMERICAN OVERSIGHT (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G)(Yenouskas, Joseph) Modified on 3/5/2019 (ztd). (Entered: 03/04/2019)
03/05/2019		NOTICE OF ERROR re <u>13</u> Notice (Other); emailed to jyenouskas@goodwinlaw.com, cc'd 10 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect event used, 2. Please refile document, 3. Please use the correct events under Service of Process, Summons Returned Executed as to. . . (ztd, ) (Entered: 03/05/2019)
03/05/2019	<u>14</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/17/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/12/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 1/11/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. All Defendants (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G)(Yenouskas, Joseph) (Entered: 03/05/2019)
03/15/2019	<u>15</u>	ENTERED IN ERROR.... MOTION for Extension of Time to <i>File Joint Status Report</i> by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Clark, Denise) Modified on 3/18/2019 (znmw). (Entered: 03/15/2019)
03/15/2019	<u>16</u>	STATUS REPORT by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Exhibit 1)(Yenouskas, Joseph) (Entered: 03/15/2019)
03/18/2019		NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry <u>15</u> MOTION for Extension of Time to <i>File Joint Status Report</i> was entered in error and counsel is instructed to refile said pleading with attorney signature/signature block.. (znmw) (Entered: 03/18/2019)
03/18/2019	<u>17</u>	MOTION for Extension of Time to <i>File Joint Status Report</i> by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Clark, Denise) (Entered: 03/18/2019)
03/20/2019	<u>18</u>	Joint STATUS REPORT by U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S.

		IMMIGRATION AND CUSTOMS ENFORCEMENT. (Clark, Denise) (Entered: 03/20/2019)
03/22/2019		MINUTE ORDER granting <u>17</u> Motion for Extension of Time to File Joint Status Report. Upon consideration of the parties' positions as set forth in <u>18</u> the joint status report of March 20, 2019, the parties shall file an updated joint status report on or before April 17, 2019. In that status report, the Defendant shall provide a meaningful and detailed estimate for the processing of Plaintiff's request. Signed by Judge Christopher R. Cooper on 3/22/2019. (lccrc2) (Entered: 03/22/2019)
03/22/2019		Set/Reset Deadlines: Joint Status Report due by 4/17/2019 (lsj) (Entered: 03/22/2019)